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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

EUGENIA ANN PREE,) CIVIL NO. 2:24-cv-03196-JDP
Plaintiff,)
v.) STIPULATION TO VOLUNTARY
COMMISSIONER OF SOCIAL SECURITY,) REMAND PURSUANT TO SENTENCE
Defendant.) FOUR OF 42 U.S.C. § 405(g) AND TO
) ENTRY OF JUDGMENT; ~~{PROPOSED}~~
) ORDER
)
)
)
)

IT IS HEREBY STIPULATED by and between the parties, through their undersigned attorneys, and with the approval of the Court, that this action be remanded for further administrative action pursuant to the Social Security Act § 205(g), as amended, 42 U.S.C. § 405(g), sentence four. On remand, the Appeals Council will remand the case to an administrative law judge (ALJ) with instructions to reevaluate Plaintiff's subjective complaints; reevaluate Plaintiff's residual functional capacity; as needed, continue the sequential evaluation

1 process and obtain vocational expert testimony, if warranted; take action to further develop the
2 record, as necessary; offer Plaintiff the opportunity for a hearing; and issue a new decision.

3 The parties further request that the Court direct the Clerk of the Court to enter a final
4 judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the
5 Commissioner.

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7 Respectfully submitted,

8 DATE: January 27, 2025

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10 /s/ *Francesco Paulo Benavides**
11 FRANCESCO PAULO BENAVIDES
12 (* as authorized via e-mail on January 27, 2025)
13 Attorney for Plaintiff

14 MICHELE BECKWITH
15 Acting United States Attorney

16 MATHEW W. PILE
17 Associate General Counsel
18 Office of Program Litigation, Office 7

19 DATE: January 27, 2025

20 By: /s/ *Justin L. Martin*
21 JUSTIN L. MARTIN
22 Special Assistant United States Attorney
23 Office of Program Litigation, Office 7
24
25 Attorneys for Defendant

1 **[PROPOSED] ORDER**
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3 Based upon the parties' stipulation to Voluntary Remand Pursuant to Sentence Four of 42
4 U.S.C. § 405(g) and to Entry of Judgment, and for cause shown, IT IS ORDERED that the
5 above-captioned action is remanded to the Commissioner of Social Security for further
6 proceedings pursuant to the Social Security Act § 205(g), as amended, 42 U.S.C. § 405(g),
7 sentence four. On remand, the Appeals Council will remand the case to an administrative law
8 judge for a new decision in accordance with the parties' Stipulation.

9 IT IS SO ORDERED.

10 Dated: January 29, 2025

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13 JEREMY D. PETERSON
14 UNITED STATES MAGISTRATE JUDGE